

**INDIVIDUAL WATER USE PERMIT**

**GADSDEN COUNTY**

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT  
INDIVIDUAL WATER USE PERMIT**

(NFWFMD Form No. A2-E)

Permit granted to:	Permit No.: <u>940017 Renewal</u>
<u>Nelaz Ranch Corporation</u>	Date Permit Granted: <u>November 21, 1996</u>
<u>P.O. Box 250</u>	Permit Expires On: <u>February 1, 2002</u>
<u>Sneads, Florida 32460</u> (Legal Name and Address)	Source Classification: <u>Tributaries of Yon Creek</u>
	Use Classification: <u>Agriculture Irrigation</u>
County: <u>Gadsden</u> Area: <u>A</u>	Location: Section <u>13</u> 1/4 Section <u>C</u>
Application No.: <u>I05366</u>	Township <u>2 North</u> Range <u>6 West</u>

**Terms and standard conditions of this Permit are as follows:**

1. That all statements in the application and in supporting data are true and accurate and based upon the best information available, and that all conditions set forth herein will be complied with. If any of the statements in the application and in the supporting data are found to be untrue and inaccurate, or if the Permittee fails to comply with all of the conditions set forth herein, then this Permit shall be revoked as provided by Chapter 373.243, Florida Statutes.
2. This Permit is predicated upon the assertion by the Permittee that the use of water applied for and granted is and continues to be a reasonable and beneficial use as defined in Section 373.019(4), Florida Statutes, is and continues to be consistent with the public interest, and will not interfere with any legal use of water existing on the date this Permit is granted.
3. This Permit is conditioned on the Permittee having obtained or obtaining all other necessary permit(s) to construct, operate and certify withdrawal facilities and the operation of water system.
4. This Permit is issued to the Permittee contingent upon continued ownership, lease or other present control of property rights in underlying, overlying, or adjacent lands. This Permit may be assigned to a subsequent owner as provided by Chapter 40A-2.351, Florida Administrative Code, and the acceptance by the transferee of all terms and conditions of the Permit.

5. This Permit authorizes the Permittee to make a combined average annual withdrawal of **17,800** gallons of water per day, a maximum combined withdrawal of **432,000** gallons during a single day, and a combined monthly withdrawal of **12,960,000** gallons. Withdrawals for the individual facilities are authorized as shown in the table below in paragraph six. However, the total combined amount of water withdrawn by all facilities listed in paragraph six shall not exceed the amounts identified above.
6. Individual Withdrawal Facility Authorization

WITHDRAWAL POINT ID NO.	LOCATION SEC,TWN,RNG	GALLONS/DAY AVERAGE	GALLONS/DAY MAXIMUM
NRC #1	Sec. 13C, T2N, R6W		432,000
NRC #2	Sec. 13C, T2N, R6W		432,000

7. The use of the permitted water withdrawal is restricted to the use classification set forth by the Permit. Any change in the use of said water shall require a modification of this Permit.
8. The District's staff, upon proper identification, will have permission to enter, inspect and observe permitted and related facilities in order to determine compliance with the approved plans, specifications and conditions of this Permit.
9. The District's staff, upon providing prior notice and proper identification, may request permission to collect water samples for analysis, measure static and/or pumping water levels and collect any other information deemed necessary to protect the water resources of the area.
10. The District reserves the right, at a future date, to require the Permittee to submit pumpage records for any or all withdrawal points(s) covered by this Permit.
11. Permittee shall mitigate any significant adverse impact caused by withdrawals permitted herein on the resource and legal water withdrawals and uses, and on adjacent land use, which existed at the time of permit application. The District reserves the right to curtail permitted withdrawal rates if the withdrawal causes significant adverse impact on the resource and legal uses of water, or adjacent land use, which existed at the time of permit application.
12. Permittee shall not cause significant saline water intrusion or increased chloride levels. The District reserves the right to curtail permitted withdrawal rates if withdrawals cause significant saline water intrusion or increased chloride levels.

13. The District, pursuant to Section 373.042, Florida Statutes, at a future date, may establish minimum and/or management water levels in the aquifer, aquifers, or surface water hydrologically associated with the permitted withdrawals; these water levels may require the Permittee to limit withdrawal from these water sources at times when water levels are below established levels.
14. Nothing in this Permit should be construed to limit the authority of the Northwest Florida Water Management District to declare water shortages and issue orders pursuant to Section 373.175, Florida Statutes, or to formulate and implement a plan during periods of water shortage pursuant to Section 373.246, Florida Statutes, or to declare Water Resource Caution Areas pursuant to Chapters 40A-2.801, and 62-40.41, Florida Administrative Code
  - (a) In the event of a declared water shortage, water withdrawal reductions shall be made as ordered by the District.
  - (b) In the event of a declared water shortage or an area as a Water Resource Caution Area, the District may alter, modify or inactivate all or parts of this permit.
15. The Permittee shall properly plug and abandon any well determined unsuitable for its intended use, not properly operated and maintained, or removed from service. The well(s) shall be plugged and abandoned to District Standards in accordance with Section 40A-3.531, Florida Administrative Code.
16. Any Specific Permit Condition(s) enumerated in Attachment A are herein made a part of this Permit.

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**Authorized Signature**  
**Northwest Florida Water Management District**

**ATTACHMENT**  
**Nelaz Ranch Corporation**

Individual Water Use Permit No. 940017  
Individual Water Use Application No. I05366

1. The Permittee shall not exceed a total withdrawal rate of 450 gallons per minute from the impoundments of the unnamed tributaries of Yon Creek.
2. The Permittee shall maintain, in working order, an in-line totaling flow meter on the surface water pump(s). The flow meter(s) shall be located at the actual surface water withdrawal site(s).
3. The Permittee shall record, for each withdrawal site, the data required on Periodic Water Use Reporting Form, NFWFMD A2-H, and shall submit copies of the reports to the District, by March 31, July 31 and November 30, of each year. The next submittal is due November 30, 1996.
4. The Permittee shall irrigate only during the period of November 1 through March 31 and during the month of July of each year.
5. The Permittee shall limit their irrigation activity to non-daylight hours.
6. The Permittee shall cease pumping immediately if, at any time, District staff determine that the Permittee's withdrawal activity is significantly contributing to a lack of flow in Yon Creek at Juniper Produce's withdrawal site (downstream user). The Permittee shall cease pumping until such time as the District gives authorization to resume.
7. The Permittee shall closely monitor the farm's water use and implement any necessary water conservation measures to prevent overpumping during high demand periods.
8. The Permittee shall utilize the most efficient irrigation application for the crop types identified in the application and irrigate in such a manner that no wasteful runoff occurs from the property as a result of the irrigation activity.
9. The Permittee shall annually evaluate the efficiency of each of its irrigation units and undertake necessary maintenance, repairs and upgrades to provide for the maximum efficiency of its equipment. The Permittee shall maintain the irrigation system (i.e., repair any leaks) to prevent wasteful runoff from the property associated with irrigation.
10. The Permittee shall obtain all necessary permits prior to the construction, alteration, and/or enhancement of any surface water management system. Permits are required for, but not limited to, creek sand-bagging, sump excavation, altering pond storage capacity, and any maintenance beyond that considered routine custodial by the District.
11. The Permittee shall identify and address, in detail, all anticipated impacts to surface or ground water resources and nearby permitted and domestic users associated with any future request for increases in surface water withdrawals or for withdrawals from the Floridan Aquifer System. The Permittee shall also identify the actions that have been taken or will be taken to minimize and fully mitigate the anticipated impacts.